

*McKenna, J.*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
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DOC #:  
DATE FILED: 2/27/08

ALIENWARE CORPORATION,

Plaintiff,

v.

ONLINE GIFT REWARDS

Defendant.

NO.: 08-CV-01560

NOTICE OF DISMISSAL WITHOUT PREJUDICE, FED. R. CIV. P. 41(a)(1)

Pursuant to Rule 41(a)(1) of the Fed. R. Civ. P., the Plaintiff, Alienware Corporation, having not been served with an Answer or other responsive pleading by Defendant, Online Gift Rewards, hereby dismisses without prejudice the Complaint herein.

Respectfully submitted,

BAKER BOTTS L.L.P.

Date: February 26, 2008

By: *[Signature]*

Doreen L. Costa (DC: 2830)  
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Attorneys for Plaintiff, Alienware Corporation

SO ORDERED: *[Signature]* 2/27/08  
HONORABLE LAWRENCE M. MCKENNA, C.J.D.T.

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing, "NOTICE OF DISMISSAL WITHOUT PREJUDICE, FED. R. CIV. P. 41(a)(1)", was served on the attorneys for Defendant, Online Gift Rewards, via Federal Express, postage prepaid, addressed to:

Dineen Pashoukos Wasylik  
Conwell Kirkpatrick, P.A.  
2701 North Rocky Point Drive, Suite 1200  
Tampa, FL 33607

on February 26, 2008

By:   
Danielle R. Mendelsohn